(151)

HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (PIL) No. 4331 of 2007

PETITIONERS : 1. Mrs. Shanti Sahu W/o. Pyare Lal Sahu, aged about 50 years, Occupation – Panch, Gram Panchayat Tulsi, R/o Village – Tulsi, P.S. Simga, District – Raipur (C.G.)

2. Rama Verma S/o Firtu Verma, aged about 55 years, Occupation – Panch, Gram Panchayat Tulsi, R/o. Village Tulsi, P.S. Simga, District Raipur (C.G.)

3. Ashok Dewangan S/o Bhakalu Dewangan, aged about 43 years, Occupation – Up-Sarpanch, Gram Panchayat Tulsi, R/o. Village Tulsi, P.S. Simga, District Raipur, (C.G.)

4. Khelawan S/o Manoo Yadav, aged about 45 years, Occupation – Agriculture and Labourer, R/o Village Tulsi, P.S. Simga, District – Raipur (C.G.)

VERSUS

RESPONDENTS : 1. State of Chhattisgarh Through the Secretary, Department of Forest, D.K.S. Bhawan, Shastri Chawk, Raipur.

2. Ram Khilawan Turkane aged about 45 yrs. Sarpanch, Gram Panchayat Tulsi, R/O Village Tulsi, P.S. Simga, Distt. – Raipur (C.G).

3. Avinash Das aged – 44 yrs. Member of Nagar Panchayat, Simga, Distt – Raipur (C.G.)

4. Executive Engineer, Water Resources Department, Simga, Distt – Raipur (C.G.)

5. Bhagbali S/o Purushottam, aged about 38 yrs, Occupation – Contractor, R/o Vilage – Raweli, Tahsil – Bemetara, Distt. – Durg (C.G.)

6. Chief Conservator of Forest, Raipur (C.G.)

7. Divisional Forest Officer, Raipur Division, Raipur (C.G.)

(152)

WRIT PETITION (PIL)UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Coram : **Hon'ble Shri Jagdish Bhalla, Acting Chief Justice &**
Hon'ble Shri Dilip Raosaheb Deshmukh, J.

Present: Shri H.B.Agrawal, Senior Advocate with Shri Sudhir Verma, Advocate for the petitioners.
Shri Sumesh Bajaj, Government Advocate for the State/ respondent No. 1, 4, 6 and 7.

ORAL ORDER
(Passed on 13th day of September, 2007)

The following order of the Court was passed by **Hon'ble Jagdish Bhalla, Acting C.J.:**

We have heard learned counsel for the parties.

There is an agreement on one issue between the parties that 195 trees have been fallen by respondent No. 5, Shri Bhagbali. Without making any comments, as the matter may be subjudice before the Court of law, as neither of the party is in a position to state as to whether the respondent No. 5 has filed any appeal against his conviction, the State Government shall implant more plants in accordance with the Government notifications. A fair statement has been made by the Government counsel that against falling of 195 trees, 975 (195 X 5 = 975) trees shall be implanted.

In light of the above statement made by the learned counsel for the State, this petition stands disposed of.

Sd/-
Acting Chief Justice

Sd-/
Dilip Raosaheb Deshmukh
Judge